



PATENT
Application 10/626,443
Attorney Docket 2002P12271US01 (1009-285)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant(s) Hogan, Michael
Application 10/626,443
Confirmation 9636
Filed 24 July 2003
Application Title Devices, Systems, and Methods for Mediated Rule-Based Translation
System Configuration Information
Art Unit 2129
Latest Examiner Coughlan, Peter D.

Mail Stop Petitions

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

02/25/2008 EHAILE1 00000034 10626443

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PETITION TO WITHDRAW OFFICE ACTION FINALITY

Applicant respectfully petitions the Commissioner to withdraw the finality of the Office Action dated 27 December 2007 due to that Office Action's introduction of a new grounds of rejection that was neither necessitated by applicant's amendment of the claims, nor based on information submitted in an information disclosure statement filed during the period set forth in 37 CFR 1.97(c) with the fee set forth in 37 CFR 1.17(p).

Under present practice, second or any subsequent actions on the merits shall be final, **except where the examiner introduces a new ground of rejection that is neither necessitated by applicant's amendment of the claims**, nor based on information submitted in an information disclosure statement filed during the period set forth in 37 CFR 1.97(c) with the fee set forth in 37 CFR 1.17(p). *See* MPEP 706.07(a) (emphasis added).

The present Office Action introduces rejections of each of claims 1, 43, 44, and 45 under 35 U.S.C. 112 as allegedly "failing to comply with the enablement requirement". The rejection

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of each of claims 1, 43, 44, and 45 under 35 U.S.C. 112 was not necessitated by Applicant's amendment of claims. The language of the claims that allegedly failed to comply with the enablement requirement was present in the claims as originally submitted.

Applicant respectfully submits that the finality of the 27 December 2007 Office Action is premature. Thus, Applicant respectfully requests that the finality of the 27 December 2007 Office Action be withdrawn.

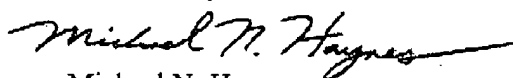
Submitted herewith please find the Petition fee under 37 C.F.R. 1.17 (h), which Applicant respectfully requests be refunded.

CONCLUSION

The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. 1.16 or 1.17 to Deposit Account No. 50-2504. The Examiner is invited to contact the undersigned at 434-972-9988 to discuss any matter regarding this application.

Respectfully submitted,

Michael Haynes PLC



Michael N. Haynes

Registration No. 40,014

Date: 22 February 2008

1341 Huntersfield Close

Keswick, VA 22947

Telephone: 434-972-9988

Facsimile: 815-550-8850